

Motion DENIED.

This the 22nd day of June, 2016.

/s/Louise W. Flanagan, U.S. District Judge

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA

EASTERN DIVISION

NO. 4:11-CR-77-FL-1

4:16-CV-57-FL

FILED

JUN 20 2016

JULIE RICHARDS JOHNSTON, CLERK
US DISTRICT COURT, EDC
BY SLJ DEP CLK

UNITED STATES OF AMERICA, |

Plaintiff-Respondent, |

v. |

MOTION FOR

PABLO TRINIDAD, JR., |

RECONSIDERATION

Defendant-Petitioner. |

COMES NOW the Defendant-Petitioner, appearing pro se, and respectfully moves this honorable Court to reconsider to Order on Motion to Withdraw as Counsel of Record (ECF No. 83). As grounds in support, Mr. Trinidad states:

Pursuant to Standing Order 15-SO-02, the Office of the Federal Public Defender was appointed on a limited basis.

Based on the PD's finding that Mr. Trinidad was a "career" offender, the PD moved to withdraw. However, the PSR clearly designates Mr. Trinidad as a "career" offender and Armed Career Criminal based on ¶¶'s 15, 18, and 20 of the PSR. See PSR at ¶58.

Moreover, based on the Fourth Circuit's recent ruling in In re: Creadell Hubbard, No. 15-276 (4th Cir. June 8, 2016), it appears the PD's motion to withdraw, while perhaps correct at the time of filing, has been overruled by Hubbard. Hub-